



SPECIAL MEETING OF THE MILPITAS CITY COUNCIL

MINUTES

TUESDAY, JUNE 14, 2022

CITY COUNCIL CHAMBERS, 455 E CALAVERAS BLVD, MILPITAS, CA

5:30 PM

The City Council of the City of Milpitas convened for a Special City Council meeting on June 14, 2022, at 5:30 PM in the City Council Chamber at City Hall, 455 E. Calaveras Blvd., Milpitas, and via teleconference/Zoom webinar.

CALL MEETING TO ORDER by Mayor and ROLL CALL by City Clerk

Mayor Tran called the Special City Council meeting to order at 5:30 PM. Roll Call was taken by City Clerk Wood.

PRESENT: Mayor Tran, Vice Mayor Montano, Councilmembers Chua, Dominguez, and Phan (arrived at approximately 6:00 PM)

ABSENT: None

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Tran.

ADJOURN TO CLOSED SESSION

*** (a) CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION**

Pursuant to Government Code Section 54956.9(d)(2)

One Potential Case

City as Defendant

Resolution No. 9171 - A Resolution of the City Council of the City Of Milpitas, California, Submitting to the Qualified Voters of the City of Milpitas A Measure Amending Chapter 400 (Mayoral and Councilmanic Term Limits) of Title 1 (Administration) of the Milpitas Municipal Code to Amend Term Limits on Mayoral and City Council Member Service, at a General Municipal Election to be Consolidated with the Statewide General Election to be Held November 8, 2022, and Setting Rules for Arguments and Rebuttals for and Against Said Measure

CLOSED SESSION ANNOUNCEMENT:

City Attorney Mutalipassi reported that Council unanimously gave direction to staff.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Tran.

PRESENTATIONS

There were no presentations.

PUBLIC FORUM

There were no speakers.

ANNOUNCEMENTS

Mayor Tran requested staff add the India Independence Day flag-raising for the month of August to the next City Council Agenda and commented on the Eagle Scouts requesting a ceremony at City Hall.

Councilmember Dominguez requested a fee waiver for a fund-raising event on August 28 at the Milpitas Skate Park.

ANNOUNCEMENT OF CONFLICT OF INTEREST AND CAMPAIGN CONTRIBUTIONS

City Attorney Mutalipassi asked the Mayor and City Councilmembers if they had any personal conflicts of interest. By roll call, there were no conflicts of interest. City Attorney Mutalipassi asked the Mayor and City Councilmembers if they had any reportable campaign contributions. By roll call, there were no reportable campaign contributions.

READING OF THE CITY COUNCIL CODE OF CONDUCT

Mayor Tran read the Code of Conduct.

APPROVAL OF AGENDA

Motion: to approve the June 14, 2022, Special Meeting Agenda.

Motion/Second: Mayor Tran / Councilmember Dominguez

Motion carried by the following:

AYES: Councilmembers Chua, Dominguez, Phan, Vice Mayor Montano, Mayor Tran

NOES: None

CONSENT CALENDAR

Motion: to approve the Consent Calendar.

Motion/Second: Mayor Tran / Councilmember Chua

Motion carried by the following:

AYES: Councilmembers Chua, Dominguez, Phan, Vice Mayor Montano, Mayor Tran

NOES: None

- 1. Approve and Authorize the City Manager to Execute Amendment Two to the Lease Agreement between the City and Casetronic Engineering Group for the Temporary Fire Station Facility Located at 1126 Yosemite Drive, Project No. 3447(Staff: Steve Erickson, Engineering Director/City Engineer, 408-586-3301, Alex Andrade, Economic Development Director, 408-586-3046)**

Approved and authorized the City Manager to execute Amendment Two to the Lease Agreement between the City and Casetronic Engineering Group for the Temporary Fire Station Facility located at 1126 Yosemite Drive, Project No. 3447.

PUBLIC HEARING

2. Conduct a Public Hearing to Approve the FY2022-25 Consolidated Plan, FY2022-23 Community Development Block Grant Funding Allocations and Corresponding Annual Action Plan, and a Substantial Amendment to the FY2019-20 Annual Action Plan (Staff Contact: Sharon Goei, Building Safety and Housing Director, 408-586-3260)

Building Safety and Housing Director Goei presented the staff report.

Motion: to open the public hearing.

Motion/Second: Mayor Tran / Councilmember Chua

Motion carried by the following:

AYES: Councilmembers Chua, Dominguez, Phan, Vice Mayor Montano, Mayor Tran

NOES: None

The following spoke:

1. Lindsey Mansfield
2. Teresa Johnson
3. Georgia Bacil
4. Alaina Purcell Schroeder
5. Mira Chandra
6. Marina Sanchez
7. Gloria Baxter
8. Linda Phillips
9. Anna Liza Navarro

Motion: to close the public hearing.

Motion/Second: Mayor Tran / Councilmember Chua

Motion carried by the following:

AYES: Councilmembers Chua, Dominguez, Phan, Vice Mayor Montano, Mayor Tran

NOES: None

After discussion, motion: to adopt the FY2022-25 Consolidated Plan; Adopt the FY2022-23 Annual Action Plan with recommended allocation amounts; approve the Substantial Amendment to the FY2019-20 Annual Action Plan; authorize the City Manager, or designee, to make any necessary changes to the approved FY2022-25 Consolidated Plan, FY2022-23 Annual Action Plan, and FY2019-20 Annual Action Plan as needed to comply with CDBG submission guidelines; and authorize the City Manager, or designee, to execute CDBG agreements with the approved sub-recipients and amend the CDBG agreements as needed to comply with CDBG guidelines.

Motion/Second: Vice Mayor Montano / Councilmember Chua

Motion carried by the following:

AYES: Councilmembers Chua, Dominguez, Phan, Vice Mayor Montano, Mayor Tran

NOES: None

COMMUNITY DEVELOPMENT

3. Receive a Presentation and Provide Direction to Staff on a Proposed Zoning Ordinance Amendment amending Sections of Chapter 10, Title XI of the Milpitas Municipal Code Relating to Maximum Building Heights (Staff Contact: Ned Thomas, Planning Director, 408-586-3273)

Planning Director Thomas introduced the item, and Senior Planner Lillian VanHua presented the staff report.

The following spoke:

1. Bill Korbe
2. Linda Dominguez
3. Frank Bust
4. John Doll

Staff responded to questions from the City Council. Council spoke in support of the proposed Zoning Ordinance Amendment setting forth regulations related to maximum building heights in certain zoning districts. Councilmember Phan voiced concerns with city-wide policy implementation due to potential economic development impacts and stated he could not fundamentally support this item.

COMMUNITY SERVICES

4. Receive a Presentation on the Pilot Street Sweeping Program and Provide Direction to Staff (Staff Contact: Elaine Marshall, Deputy Public Works Director, 408-586-2603)

Deputy Public Works Director Marshall presented the staff report.

Staff responded to clarifying questions from the City Council. Council provided feedback supporting the program and advocated expanding the program to additional areas.

ADJOURNMENT

Vice Mayor Montano asked for a moment of silence for former Fire Battalion Chief Johnny Crane, Jr. Fire Chief Sherrard commented on former Fire Battalion Chief Johnny Crane, Jr.'s service with the City of Milpitas. Mayor Tran adjourned the meeting at 7:56 PM.

The foregoing minutes were approved by the Milpitas City Council on August 9, 2022.

Suzanne Guzzetta
Acting City Clerk